

BY ECF

U.S. Department of Justice

United States Attorney Southern District of New York

MEMO ENDORSED

Honorable Edgardo Ramos United States District Judge Southern District of New York The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

January 27, 2022

The application is X granted denied

Edgardo Ramos, U.S.D.J Dated: 01/27/2022

New York, New York

New York, New York 10007

e: United States v. Mark S. Scott, S10 17 Cr. 630 (EK)

Dear Judge Ramos:

40 Foley Square

The Government respectfully submits this letter regarding its sur-reply to defendant Scott's reply brief ("Supplemental Reply"), which he filed in connection with his Supplemental Rule 33 Motion. (See ECF Nos. 388, 433, 437.) The Supplemental Reply raises multiple issues and grounds for relief not raised in the Supplemental Motion. As a result, to sufficiently address all issues raised in the Supplemental Reply, the Government respectfully requests permission to file a sur-reply of approximately 60 pages in length, formatted consistent with the Court's individual practices. The defense consents to this request and anticipates requesting to exceed the length limitations in the Court's individual practices in its response to the Government's sur-reply (to which the Government likewise consents).

Respectfully submitted,

DAMIAN WILLIAMS United States Attorney

By: /s/

Nicholas Folly / Michael C. McGinnis / Juliana Murray Assistant United States Attorneys

(212) 637- 1060 / 2305 / 2314

CC: Defense counsel (by ECF)